**THE HON'BLE MR JUSTICE L.NARASIMHA REDDY**

**WRIT PETITION No.2600 of 2007**

**Dated 23-02-2007**

Between:
Dr.G.Rajender.

**..... PETITIONER**

AND

Gandhi Hospital rep. By its Superintendent, Gandhi Hospital, Secunderabad & others.

**.....RESPONDENTS**

**THE HON'BLE MR JUSTICE L.NARASIMHA REDDY**

**WRIT PETITION No.2600 of 2007**

**ORDER:**

The petitioner functioned as a Resident Medical Officer of Gandhi Hospital, Secunderabad till 14-08-2006. Thereafter, he was transferred to M.C.Jangammet, Hyderabad as Deputy Civil Surgeon. While he was functioning at Gandhi Hospital, he was provided with a quarter. He continued to remain in the quarter even after his transfer. Therefore, the respondents have initiated steps for eviction of the petitioner. He contends that his son is studying S.S.C. and has recently undergone operation. He states that shifting to any other premises, at this stage, would result in dislocation of his son's education and cause health problems. He seeks reasonable time for vacating the premises.

Heard the learned counsel for the petitioner and the learned Government Pleader for Medical and Health.

Once the petitioner was transferred from Gandhi Hospital, he cannot be permitted to remain in the quarters, which are earmarked for the employees working therein. Though the petitioner was transferred in the month of August, 2006, the respondent did not initiate steps soon thereafter. Obviously, they have to give some breathing time to the petitioner. Learned counsel for the petitioner has placed before this Court the medical report of the son of the petitioner, which discloses that an operation was conducted recently. It is also stated that the son of the petitioner is studying S.S.C. in a school at Abids and the

exams are scheduled upto 08-04-2007. It is stated by the respondents that the petitioner is due to pay H.R.A. and the rents for the building.

For the foregoing reasons, the Writ Petition is disposed of directing that the petitioner be permitted to remain in the quarter till 15-04-2007 on condition that:

(a) he refunds within 15 days, the amount of H.R.A. paid to him by mistake; and

(b) he remits the rent for the quarter regularly.

There shall be no order as to costs.

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23-02-2007

usd